



February 21, 2006

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## ENGROSSED SENATE BILL No. 105

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DIGEST OF SB 105 (Updated February 21, 2006 12:13 pm - DI 96)

**Citations Affected:** IC 9-16.

**Synopsis:** License branches open on election day. Requires all license branches that provide state identification cards (rather than only full service branches) to be open on the day before election day and on election day to issue driver's licenses and state identification cards. Corrects a cross-reference to the definition of "election day" Provides that a license branch is not required to be open on election day or the day before election day to issue driver's licenses and identification cards if there are no precincts in the county in which an election is held on election day. Requires the bureau of motor vehicles commission (commission) to designate another day as time off for an employee of the commission who works on an election day. (Current law requires the commission to designate another day as compensatory time off.)

**Effective:** Upon passage.

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**Rogers, Steele, Dillon,  
Craycraft, Sipes, Paul, Smith S, Delph**  
(SENATE SPONSORS — DUNCAN, SMITH V, BROWN C, TYLER)

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January 9, 2006, read first time and referred to Committee on Commerce and Transportation.  
January 12, 2006, reported favorably — Do Pass.  
January 17, 2006, read second time, amended, ordered engrossed.  
January 18, 2006, engrossed.  
January 19, 2006, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

February 2, 2006, read first time and referred to Committee on Roads and Transportation.  
February 21, 2006, amended, reported — Do Pass.

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ES 105—LS 6020/DI 75



February 21, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 105

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 9-16-1-7, AS ADDED BY P.L.221-2005,  
2       SECTION 142, IS AMENDED TO READ AS FOLLOWS  
3       [EFFECTIVE UPON PASSAGE]: Sec. 7. **(a) This section does not**  
4       **apply to a license branch in a county if there are no precincts in the**  
5       **county in which an election is held on election day.**

6       ~~(a)~~ **(b)** On each general, municipal, primary, and special election  
7       day (as defined in ~~IC 3-5-1-2~~), **IC 3-5-2-18**), all ~~full service~~ license  
8       branches **that provide state identification cards** must remain open  
9       from 6:00 a.m., local time, to 6:00 p.m., local time, solely for the  
10      purpose of issuing driver's licenses and state identification cards under  
11      IC 9-24.

12      ~~(b)~~ **(c)** On the day before each general, municipal, primary, and  
13      special election day (as defined in ~~IC 3-5-1-2~~), **IC 3-5-2-18**), all ~~full~~  
14      ~~service~~ license branches **that provide state identification cards** must  
15      remain open from 8:30 a.m., local time, to 8:00 p.m., local time, solely  
16      for the purpose of issuing driver's licenses and state identification cards  
17      under IC 9-24.

ES 105—LS 6020/DI 75



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- 1        ~~(c)~~ **(d)** The commission shall:  
2            (1) designate another day as ~~compensatory~~ time off; or  
3            (2) authorize overtime pay;  
4        for license branch personnel required to work on an election day.  
5        **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Transportation, to which was referred Senate Bill No. 105, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 105 as introduced.)

LANDSKE, Chairperson

Committee Vote: Yeas 9, Nays 0.

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SENATE MOTION

Madam President: I move that Senators Paul and Smith S be added as coauthors of Senate Bill 105.

ROGERS

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SENATE MOTION

Madam President: I move that Senate Bill 105 be amended to read as follows:

Page 1, line 3, after "7." insert "**(a) This section does not apply to a license branch in a county if there are no precincts in the county in which an election is held on election day.**".

Page 1, line 3, beginning with "(a)" begin a new paragraph.

Page 1, line 3, strike "(a)" and insert "**(b)**".

Page 1, line 9, strike "(b)" and insert "**(c)**".

Page 1, line 15, strike "(c)" and insert "**(d)**".

(Reference is to SB 105 as printed January 13, 2006.)

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SENATE MOTION

Madam President: I move that Senator Delph be added as coauthor of Engrossed Senate Bill 105.

ROGERS

ES 105—LS 6020/DI 75



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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 105, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 2, strike "compensatory".

and when so amended that said bill do pass.

(Reference is to SB 105 as reprinted January 18, 2006.)

DAVIS, Vice Chair

Committee Vote: yeas 10, nays 0.

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**P**  
**Y**

